

Item No. 11.1.13
Halifax Regional Council
June 24, 2014

TO: Mayor Savage and Members of Halifax Regional Council

SUBMITTED BY: Original signed by 
Richard Butts, Chief Administrative Officer

Original Signed by Director
Kathleen Llewellyn-Thomas, A/Director, Transportation & Public Works

DATE: June 6, 2014

SUBJECT: Appointment of Traffic Authority and Deputy Traffic Authority

ORIGIN

This report originates with staff.

LEGISLATIVE AUTHORITY

Subsection 321(2) of the *Halifax Regional Municipality Charter* states that “The Council may, by policy, appoint a traffic authority for all or part of the Municipality.”

Subsection 86(7) of the *Motor Vehicle Act* states that:

“The council of a city or town may, from time to time, appoint a member of the police force, or some other official of the city or town to be deputy traffic authority who, in the absence or incapacity of the traffic authority or in the event of his death or ceasing to hold the office, shall perform the duties and have all the authority of the traffic authority of the city or town.”

RECOMMENDATION

It is recommended that Halifax Regional Council adopt the amendments to Administrative Order 12, the *Appointment of the Traffic Authority* Administrative Order, as set out in Attachment 2, and:

- a) Appoint Taso Koutroulakis, P.Eng., as the provisional Traffic Authority;
- b) Appoint Tanya Davis, P.Eng., as the provisional Deputy Traffic Authority, and
- c) That both appointments be effective until December 2, 2014.

BACKGROUND

On December 9, 1997 Council adopted Administrative Order 12, the *Appointment of the Traffic Authority* Administrative Order under the authority of the now repealed *Halifax Regional Municipality Act*.

Currently, under Administrative Order 12, Council has appointed Ken Reashor, P.Eng., as the Traffic Authority for the Municipality and Taso Koutroulakis, P.Eng., as the Deputy Traffic Authority. Mr. Reashor has recently passed away leaving the position of Traffic Authority vacant. Mr. Koutroulakis is currently the Deputy Traffic Authority and will be on a scheduled vacation for five (5) weeks beginning June 26, 2014.

DISCUSSION

Staff will be coming forward to Council in Fall 2014 with a recommendation for the appointment of a permanent Traffic Authority and a permanent Deputy Traffic Authority. Until that occurs, staff is recommending the interim appointments of Mr. Taso Koutroulakis, P.Eng., as the Traffic Authority and Ms. Tanya Davis, P.Eng., as the Deputy Traffic Authority. These appointments will expire on the earlier of December 2, 2014 or the date Council makes the permanent appointments. These interim appointments will ensure that the duties of the Traffic Authority will continue to be fulfilled on behalf of the Municipality until Council makes a decision on permanent appointments.

Administrative Order 12 refers to Section 130 of the *Halifax Regional Municipality Act*. This *Act* has since been repealed by the Province and the Municipality now operates mainly under the *Halifax Regional Municipality Charter*. Staff is recommending updating the reference in Administrative Order 12 to the current legislation being Section 321 of the *Halifax Regional Municipality Charter*.

FINANCIAL IMPLICATIONS

None.

COMMUNITY ENGAGEMENT

None.

ENVIRONMENTAL IMPLICATIONS

None.

ALTERNATIVES

Council may refuse to amend Administrative Order. This is not the recommendation as this will effectively cause the Municipality to be without a Traffic Authority during Mr. Koutroulakis' absence.

ATTACHMENTS

Attachment 1 Showing proposed changes to Administrative Order 12

Attachment 2 Administrative Order Amending Administrative Order 12

Attachment 3 Incorporating all proposed changes to Administrative Order 12

A copy of this report can be obtained online at <http://www.halifax.ca/council/agendasc/cagenda.html> then choose the appropriate meeting date, or by contacting the Office of the Municipal Clerk at 490-4210, or Fax 490-4208.

Report Prepared by: Derk Slaunwhite, Senior Solicitor, 490-4226

Report Approved by:

John Traves, Q.C., Director, Legal, Insurance & Risk Management Services, 490-4226

Report Approved by:

Kathleen Llewellyn-Thomas, Acting Director, Transportation & Public Works, 490-4855

Attachment 1

(showing proposed changes)

**HALIFAX REGIONAL MUNICIPALITY
ADMINISTRATIVE ORDER NUMBER 12**
Respecting the Appointment of the Traffic Authority

BE IT RESOLVED as an Administrative Order of the Council of the Halifax Regional Municipality as follows:

SHORT TITLE

1. The Administrative Order may be cited as Administrative Order Number 12, the *Appointment of the Traffic Authority*.

TRAFFIC AUTHORITY APPOINTED

2. ~~Mr. Ken Reashor~~ Mr. Taso Koutroulakis, P.Eng., is hereby appointed as the provisional Traffic Authority until 11:59 pm on December 2, 2014 as defined in Section 430-321 of the *Halifax Regional Municipality Act Charter*, and responsible for performing the duties set out in the Act.

DEPUTY TRAFFIC AUTHORITY

3. ~~Mr. Taso Koutroulakis~~, Ms. Tanya Davis P.Eng., ~~Traffic Services Supervisor~~, is hereby appointed as the provisional Deputy Traffic Authority until 11:59 pm on December 2, 2014.

Done and passed in Council this 24th day of June, 2014.

Mayor

Municipal Clerk

Attachment 2

(Amending Administrative Order)

**HALIFAX REGIONAL MUNICIPALITY
ADMINISTRATIVE ORDER NUMBER 12**
Respecting the Appointment of the Traffic Authority

BE IT RESOLVED as an Administrative Order of the Council of the Halifax Regional Municipality that Administrative 12, the *Appointment of the Traffic Authority Administrative Order*, be further amended as follows:

1. Section 2 is amended by:
 - a) striking out the name and period “Mr. Ken Reashor” at the beginning of Section 2;
 - b) adding the name and period “Mr. Taso Koutroulakis” at the beginning of Section 2;
 - c) adding the word “provisional” before the words “Traffic Authority”;
 - d) adding the words “until 11:59 pm on December 2, 2014” after the word “Authority” and before the words “as defined”;
 - e) striking out the number “130” after the word “Section” and before the words “of the”;
 - f) adding the number “321” after the word “Section” and before the words “of the”;
 - g) striking out the word “Act” after the word “Municipality” and before the word and comma “, and”; and
 - h) adding the word “*Charter*” after the word “Municipality” and before the word and comma “, and”.
2. Section 3 is amended by:
 - a) striking out the name and period “Mr. Taso Koutroulakis” at the beginning of the section;
 - b) adding the name and period “Ms. Tanya Davis,” at the beginning of the section;
 - c) striking out the words and comma “Traffic Services Supervisor,” after the abbreviation “P.Eng.,” and before the word “is”;
 - d) adding the word “provisional” before the words “Deputy Traffic Authority”; and
 - e) adding the words “until 11:59 pm on December 2, 2014” after the word “Authority” and before the period at the end of the section.

Attachment 3

(Incorporating Proposed Changes)

**HALIFAX REGIONAL MUNICIPALITY
ADMINISTRATIVE ORDER NUMBER 12**
Respecting the Appointment of the Traffic Authority

BE IT RESOLVED as an Administrative Order of the Council of the Halifax Regional Municipality as follows:

SHORT TITLE

1. The Administrative Order may be cited as Administrative Order Number 12, the *Appointment of the Traffic Authority*.

TRAFFIC AUTHORITY APPOINTED

2. Mr. Taso Koutroulakis, P.Eng., is hereby appointed as the provisional Traffic Authority until 11:59 pm on December 2, 2014 as defined in Section 321 of the *Halifax Regional Municipality Charter*, and responsible for performing the duties set out in the Act.

DEPUTY TRAFFIC AUTHORITY

3. Ms. Tanya Davis, P.Eng., is hereby appointed as the provisional Deputy Traffic Authority until 11:59 pm on December 2, 2014.

Done and passed in Council this 24th day of June, 2014.

Mayor

Municipal Clerk